



Litigation Authority

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Ann Turner
Complaints Manager
Fareham and Gosport Primary Care Trust
Unit 180, Fareham Reach
166 Fareham Road
Gosport
PO13 0FH



Your Ref: FGCN01/07
Our Ref: NP/M2CT

17 January 2005

Dear Ann

Code A

I write further to previous correspondence in this matter and enclose a copy of the letter I have today sent to the Claimant's Solicitors, the contents of which should be self explanatory.

I confirm that I did telephone the Claimant's Solicitors and speak to them but after our initial conversation they have failed to return my calls to discuss the matter further.

I will diarise my file for review in one month's time and if I have heard nothing further from the Claimant's Solicitors by then I will contact them again to confirm whether or not the claim is proceeding.

I will be in touch with you again in due course.

Yours sincerely

Code A

Natasha Pesaro
Case Manager, NHS Litigation Authority

Direct Line: **Code A**
Fax:

Alexander Harris
Solicitors
DX 720080
Solihull

COPY

Your Ref: RF/CH/31829/2/9922
Our Ref: NP/M4CP202/001

17 January 2005

Dear Sirs

Code A v Fareham and Gosport Primary Care Trust

We write further to your letter dated 17 December 2004 addressed for the attention of **Code A**. Please address all future correspondence to the writer quoting the reference number above and please note that this claim is being dealt with in our Croydon office.

We note that you have requested an extension of time to the primary limitation period in this matter. In our recent telephone call to your offices we advised you that it is our view that the primary limitation period expired in April 2003 and as such we are not prepared to agree any extension to the primary limitation period.

Additionally, we have advised you that there is clearly no evidence of negligence in your client's care. From review of the complaints correspondence it is our understanding that your client believes he was given an overdose of MST but, having reviewed the prescription charts, we can confirm that this is definitely not the case. Additionally, we note that your client's deterioration occurred several days after the last dose of MST had been given.

We note your comment in our recent telephone conversation that this matter was the subject of ongoing police investigation. We confirm that we have correspondence on our file from the police force indicating that this matter would not be investigated as

part of their ongoing investigations (which was in relation to a cluster of potentially suspicious deaths). If you are aware of ongoing police investigation in this matter we would be obliged if you could provide us with details of the same in order that we may update our records accordingly.

In light of the issues raised in this letter we would be grateful if you could contact us by return to confirm whether or not your client is still intending to proceed with a claim and, if he is, why you believe the claim is not statute barred.

We await your response.

Yours faithfully

Natasha Pesaro
Case Manager, NHS Litigation Authority

Direct Line:
Fax:

Code A